



Case 1:19-cv-04707-PKC Document 13 Filed 06/17/19 Page 1 of 2  
U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

June 17, 2019

**BY ECF**

The Honorable P. Kevin Castel  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 1020  
New York, NY 10007

Re: *Lambda Legal Defense and Education Fund, Inc. v. U.S. Dep't of Health  
and Human Services*, No. 19 Civ. 4707 (PKC)

Dear Judge Castel:

This Office represents Defendant United States Department of Health and Human Services ("HHS") in the above-referenced case brought by Plaintiff Lambda Legal Defense and Education Fund, Inc. ("Plaintiff"), pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. I write respectfully pursuant to Part I.B of the Court's Individual Practices and Procedures to request an extension of HHS's time to respond to the complaint in this matter.

On May 22, 2019, Plaintiff filed the complaint in this action. *See* Docket No. 1. The complaint was served on this Office on May 24, 2019. *See* Docket No. 9. HHS's response to the complaint is currently due on June 24, 2019. We make this request because this Office requires additional time to assess the facts of and claims asserted in this FOIA action. In addition, the parties have conferred and are working cooperatively to seek potential resolution of this matter. Accordingly, HHS respectfully requests a one-month extension of its time to respond to the complaint to July 24, 2019. This is HHS's first request for an extension, and Plaintiff consents to this request.

The Court scheduled an initial conference in this matter for July 19, 2019, at 11:45 a.m. *See* Docket No. 7. In accordance with Part I.B of the Court's Individual Practices and Procedures, HHS requests an adjournment of the initial conference to a date at least 14 days after its answer would be due. The parties are available on August 12, 13, 15, or 16, or on any date thereafter that is convenient for the Court.

*Time to answer extended to July 24. Conference adjourned from July 19 to Sept. 3, 2019 at 2:30p.m.*  
*SO ORDERED*  
*[Signature]*  
*USDS*  
*6-17-19*

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We thank the Court for its consideration of this request.

Respectfully submitted,

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cc: All counsel of record (via ECF)